

IDAHO PLUMBING BOARD MEETING

Friday – June 22, 2007 – 9:00 A.M.

Division of Building Safety
Shilo Inn
Twin Falls Conference Room
1586 Blue Lakes Blvd. North
Twin Falls, ID

NOTE: The following report is not intended to be a verbatim transcript of the discussions at the meeting, but is intended to record the significant features of those discussions.

The meeting was called to order by Plumbing Bureau Chief Carl Lohrengel at 9:00 a.m. on Friday, June 22, 2007.

DBS Staff Members:

C. Kelly Pearce, Administrator
Steve Keys, Deputy Administrator, Operations
Eric Fieldstad, Deputy Administrator, Administration
Carl Lohrengel, Plumbing Bureau Chief
Kay Christensen, Deputy Attorney General
Al Caine, License and Compliance Manager
Chris Jensen, Consultation & Outreach Advisor
Rusty Boyer, Plumbing Code Specialist

Rod Freligh, Plumbing/HVAC Supervisor
Darren McRae, Plumbing/HVAC Inspector
Jeff Harris, Plumbing/HVAC Inspector
Rick Brown, Plumbing/HVAC Supervisor
Don Jakovac, Plumbing/HVAC Inspector
Pete Peterson, Plumbing/HVAC Supervisor
Chris Critser, Plumbing/HVAC Supervisor
Renee Bryant, Administrative Assistant

Board Members Present:

Ray Coon
Ron Loveland (Telephone Conference)
Gordon Smythe
Milford Terrell

Board Members Absent:

None

♦ Election of New Chairman

The Board has two new members; Ronald Loveland and Gordon Smythe. Ray Coon's term has expired and Bob Livesay has resigned. The Governor reappointed Ray Coon to Bob Livesay's position, necessitating an election for a new chairman.

MOTION: Milford Terrell made a motion to have Ray Coon continue as Board Chairman. Gordon Smythe seconded. All in favor, motion carried.

♦ Changes to Agenda

The following changes/additions were made to the agenda: Item 5, "Plumbing Permit Requirements", to be the first topic and item 14, "Proposed Rules", to be the second topic of discussion. Koudelka Plumbing and legislation by Roy Eiguren were added under "Action Items", Plumbing contractors/warning letters were added under "Notice of Violation Listing" and the C-Squared Development project was added under "Water-Free Urinals".

MOTION: Milford Terrell made a motion to accept the agenda as presented to the Board. Gordon Smythe seconded. All in favor, motion carried.

MEETING MINUTES MOTION: Milford Terrell made a motion to accept, as written with any corrections or additions, the February 16, 2007 Board Meeting minutes. Gordon Smythe seconded. All in favor, motion carried.

♦ **Plumbing Permit Requirements**

The University of Idaho submitted a proposed draft Memorandum of Understanding (MOU) between the Plumbing Board and the University of Idaho. Through the MOU, the Plumbing Board would authorize the Division to accept applications for permits, in the name of the University, and perform inspections.

MOTION: Milford Terrell made a motion to table this issue until the August Board meeting, allowing the Board time to review the contract from the University of Idaho. Gordon Smythe seconded. All in favor, motion carried.

♦ **Request for Administrative Appeals Hearing**

Casey Allen Emmons – Mr. Emmons withdrew his appeal.

♦ **Air Admittance Valves and Side Wall Venting–Draft Administrative Rule (IDAPA 07.02.06.011)**

A lengthy discussion ensued on the clarification of the Manufacturers Installation Standards, ASSE 1050 vs. ASSE 1051 (stack vs. branch applications).

MOTION: Milford Terrell made a motion to revise IDAPA 07.02.06.11, item 22, adding section C, “906.1 – Sidewall venting must meet the intent of 906.2”, and clarifying section G under item 24 to state, “An AAV shall only be installed in accordance with Manufacturers Installation Standards as per ASSE 1051, withdrawing ASSE 1050”. Gordon Smythe seconded. All in favor, motion carried.

ACTION: In IDAPA 07.02.06.11, section 24, item E, Ray Coon requested the word “acceptable” be changed to “accessible”.

ACTION: Pat O’Neil, Studor, Inc., is to supply to Renee Bryant the names and numbers of clients currently using Studor Air Admittance Valves. Upon receiving the list, she will distribute it to the appropriate board members.

♦ **Water-Free Urinals**

ITD Installation Progress Report – DBS staff stated the Timmerman Rest Area remodel project has not begun, nor have they received any information on the Mineral Mountain Rest Area project.

Simplot Building at Bogus Basin – The waterless urinal “cartridge” system was originally approved as a pilot program. The Bogus Basin project installed “liquid” waterless urinals. The Board has requested a demonstration of the “liquid” urinals prior to their approval.

ACTION: Dave Chester, D & D Plumbing, is to have the waterless urinal supplier, for the Bogus Basin project, bring and demonstrate a “liquid” waterless urinal at the August 10th Board meeting.

Ada County Abatement – For sanitary purposes, the Board agreed the rough-in should be stubbed behind the wall.

C-Squared, LLC – “Green” buildings are being developed in the Boise area. The buildings have in-house sewage and treatment plants; using gray water for their toilets and urinals.

MOTION: Milford Terrell made a motion to accept the C-Squared Development project as a waterless urinal site with the criteria that the rough-in or drains, waste and water, that would accommodate a flush type urinal, be roughed in behind the wall. Gordon Smythe seconded. All in favor, motion carried.

ACTION: Milford Terrell requested the DBS staff to create rule changes; discussing them at future Board meetings.

♦ **Civil Penalties – “Draft” Administrative Rule**

A draft rule was presented in which Plumbing contractors were excluded from being liable for civil penalties based upon fees, permits, inspections and correction violations.

MOTION: A motion was made by Milford Terrell to accept the revisions, as clarification, in sections four (4) and five (5) of IDAPA 07.02.07.011, Rules Governing Civil Penalties and begin the rulemaking process. Gordon Smythe seconded. All in favor, motion carried.

♦ **Financial Report**

Eric Fieldstad presented the Financial report. The Division received approval from DFM to purchase ten new vehicles. Beginning July 1, 2007, the Division’s Bureau Chiefs will be responsible for defining and managing their budgets.

MOTION: Milford Terrell made a motion to accept the Financial report as reported with corrections, additions and any information that has been requested. Ron Loveland seconded. All in favor, motion carried.

ACTION: At the August Board meeting, Eric Fieldstad is to address the inspection fee differential on the 2007 Revenue Comparisons report and the percentage the Plumbing Bureau is paying into administrative fees.

♦ **Exam Summary Report**

Al Caine reviewed the Exam Summary report. The plumbing contractor’s current pass rate is 64 percent and the plumbing journeymen pass rate is 76 percent.

♦ **Notice of Violation (NOV) Listing**

Al Caine addressed the NOV/warning letter listings, violation codes and warning letters.

♦ **Compliance Issues**

Steven Short – Mr. Short never responded to DBS; therefore, by default, his apprentice registration is revoked for one year, effective June 4, 2007.

Eric Henry – Mr. Henry agreed to a voluntary suspension of his contractor license for seven months, effective June 1, 2007.

Jim Lawrence – The Attorney General’s office is working with Mr. Lawrence’s attorney to either resolve the issue or schedule a hearing.

Koudelka Plumbing - Milford Terrell briefly discussed the Koudelka family tragedy.

MOTION: Milford Terrell asked for unanimous consent from the Board in allowing Mrs. Koudelka 18 months to complete, without renting a contractor’s license, any work started by her husband, Joe Koudelka. Gordon Smythe seconded. All in favor, motion carried.

ACTION: The Bureau will write a letter to Mrs. Koudelka giving her 18 months to complete projects started by Mr. Koudelka.

♦ **Apprentice Related Training Requirements**

Al Caine suggested a five (5) year apprentice registration, allowing apprentices to work the first year without enrolling in school. Milford Terrell asked the staff to look into past agency procedures.

ACTION: Chairman Coon is to create a committee, comprised of DBS staff, union representatives, legal counsel, board members and industry. The committee is to review alternative apprentice training requirements; reporting their findings to the Board.

♦ **Legislation Update**

Ray Coon requested this topic be addressed at the August Board meeting.

♦ **House Bill 132 – Agency’s Interpretation**

The agency will begin working with each board on their individual rules. Steve Keys would like to meet with Ray Coon before the August Board meeting to discuss the 60-inch water heater issue.

Milford Terrell discussed Roy Eiguren’s proposed bonding legislation.

ACTION: Steve Keys and Ray Coon to meet, prior to the August Board meeting, to clarify the 60-inch rule on water heaters in the agency’s MOU.

ACTION: Chairman Coon to create a committee in which to review Mr. Eiguren’s proposed bonding legislation; reporting their findings to the Board.

♦ **Proposed Rules**

Renting Contractor License

MOTION: Milford Terrell made a motion for Carl Lohrengel to revise the statute on the rental of contractor licenses; bringing it to the August Board meeting. Gordon Smythe seconded. All in favor, motion carried.

Re-Wording Appliance Specialty License

MOTION: Milford Terrell made a motion for Carl Lohrengel to reword the Appliance Specialty license; bringing it to the August Board meeting for adoption. Gordon Smythe seconded. All in favor, motion carried.

Constant On-the-Job Supervision

MOTION: Milford Terrell made a motion that item C, “Constant On-the-Job Supervision”, be stricken from the record. Gordon Smyth seconded. All in favor, motion carried.

Redefining Farm Buildings

MOTION: Milford Terrell made a motion that Carl Lohrengel bring back to the Board for adoption the redefinition of a farm building. Gordon Smythe seconded. All in favor, motion carried.

Process Piping

MOTION: Milford Terrell made a motion for Carl Lohrengel to bring his ideas, in full detail, of process piping to the August Board meeting. Gordon Smythe seconded. All in favor, motion carried.

♦ **Fall (Evening) Board Meeting**

The industry approached DBS staff requesting the Board's consideration for late PM/early evening Board meetings.

MOTION: Milford Terrell made a motion that the Post Falls Board meeting be an experimental evening meeting. The meeting would be held the evening of Thursday, August 9th; concluding with the regularly scheduled meeting on Friday, August 10th. Gordon Smythe seconded. All in favor, motion carried.

♦ **2008 Board Meeting Dates**

Following is the proposed dates and places for the 2008 Plumbing Board meetings:

January 11, 2008 – Meridian; April 11, 2008 – Idaho Falls or Hailey/Sun Valley area; June 20, 2008 – Meridian; and August 22, 2008 – Post Falls

♦ **IAPMO's UPC Technical Committee**

The IAPMO Board is currently full, however; Ray Coon requested Carl Lohrengel attend their meetings whenever possible.

♦ **Future Adoption of the 2009 Uniform Plumbing Code (UPC)**

The State currently enforces the 2003 UPC. It has been suggested the board members review both the 2009 UPC and International Plumbing Code (IPC); for possible adoption of the 2009 code.

♦ **IPEX**

IPEX is having issues with their fittings. Milford Terrell would like the Board, DBS staff and legal counsel to meet with IPEX in August to discuss their issues.

♦ **Division of Public Works Proposal Presentation**

Kelly Pearce addressed the Division's new computer system, Customer Access System (CAS), as there was no new development on the DPW proposal. It is anticipated, if everything goes smoothly, that the system will be on-line and available by mid-January 2008.

Chairman Ray Coon adjourned the meeting at 1:08 p.m.

RAYMOND COON, CHAIRMAN
PLUMBING BOARD

C. KELLY PEARCE, ADMINISTRATOR
DIVISION OF BUILDING SAFETY

DATE

DATE